

UNITED STATES DISTRICT COURT

for the

Eastern District of Oklahoma

United States of America)

v.)

CORNELIUS CARPENTER)

Date of Previous Judgment: May 25, 2004
(Use Date of Last Amended Judgment if Applicable)

) Case No: CR-03-00117-001-RAW

) USM No: 04192-063

) Julia O'Connell

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 78 months on each of Cts. 1 and 2 to be served concurrently
IS REDUCED TO 63 months on each of Cts. 1 and 2 to be served concurrently.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 26

Amended Offense Level: 24

Criminal History Category: I

Criminal History Category: I

Previous Guideline Range: 63 to 78 months

Amended Guideline Range: 51 to 63 months

(*60 months mandatory minimum on Ct. 2)

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS


The Court has taken into consideration the sentencing factors set out in 18 U.S.C. § 3553(a) in the imposition of the reduced sentence in this case. Specifically, the Court notes that Mr. Carpenter's institutional adjustment has been good and he has maintained a clear conduct record during his incarceration.

Except as provided above, all provisions of the judgment dated May 25, 2004 shall remain in effect.

IT IS SO ORDERED.

Order Date: 03/21/08

Effective Date: _____
(if different from order date)


Ronald A. White
United States District Judge
Eastern District of Oklahoma